

PATENT APPLICATION

# 5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Abilio Melquiades LAGUNA GRANJA et al.

Application No.: 10/549,740

Confirmation: 7047

Filed: September 19, 2005

For: **PHARMACEUTICAL COMPOSITION AND PROCEDURE TO TREAT AND PREVENT  
PROSTATIC HYPERPLASIA AND PROSTATITIS FROM THE ROYAL PALM  
(ROYSTONEA REGIA) FRUITS**

Docket No.: 4082.003

Customer No.: 000058152

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER****35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE**07/03/2006 SAHRED1 00000003 10549740  
01 FC:1618

130.00 DP

**Mail Stop Missing Requirements**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Responsive to the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office dated April 10, 2006 (a copy of which is attached hereto), setting a two (2) month period for response expiring on June 10, 2006. Applicants submit herewith:

06/02/2006 GFREY1 00000075 10549740

01 FC:1617

130.00 DP

1. A substitute English translation of the application including the same number of claims in the International application;

Adjustment date: 07/03/2006 SAHRED1  
06/02/2006 GFREY1 00000075 10549740  
01 FC:1617

2. A credit card form in the amount of \$130.00 to cover the English translation surcharge fees; and

U.S. Application No.: 10/549,740  
RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

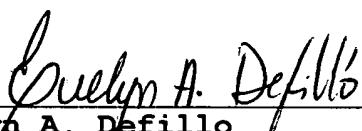
Docket: 4082.003

**3. A second Preliminary Amendment to correct the numbering of the claims.**

The Examiner is respectfully requested to acknowledge receipt of the above documents. Should further issues remain prior to allowance, the Examiner is respectfully requested to contact the undersigned at the indicated telephone number.

Respectfully submitted,

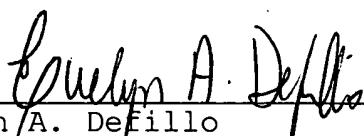
**Defillo & Associates, Inc.**  
4922 Eagle Cove South Drive  
Palm Harbor, Florida 34685  
(727) 772-5916

  
**Evelyn A. Defillo**  
Registration No. 45,630

Date: **May 23, 2006**

**CERTIFICATE OF MAILING**

I hereby certify that a copy of the foregoing **RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS** for U.S. Application No. **10/549,740** filed September 19, **2005**, was deposited in first class U.S. mail, with sufficient postage, addressed: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on **May 23, 2006**.

  
**Evelyn A. Defillo**


**UNITED STATES PATENT AND TRADEMARK OFFICE**

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/549,740	Abilio Melquiades Laguna Granja	4082.003

INTERNATIONAL APPLICATION NO.
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PCT/CU04/00004
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I.A. FILING DATE	PRIORITY DATE
03/15/2004	03/20/2003

58152  
 DEFILLO & ASSOCIATES, INC.  
 4922 EAGLE COVE SOUTH DRIVE  
 PALM HARBOR, FL 34685

**CONFIRMATION NO. 7047**

**371 FORMALITIES LETTER**



\*OC000000018494209\*

Date Mailed: 04/10/2006

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/19/2005
- English Translation of the IA filed on 09/19/2005
- Copy of the International Search Report filed on 09/19/2005
- Copy of IPE Report filed on 09/19/2005
- Preliminary Amendments filed on 09/19/2005
- Oath or Declaration filed on 09/19/2005
- Request for Immediate Examination filed on 09/19/2005
- U.S. Basic National Fees filed on 09/19/2005
- Substitute Specification filed on 09/19/2005
- Priority Documents filed on 09/19/2005
- Power of Attorney filed on 01/23/2006

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. The current translation of the application into English is defective as described below. Note a processing fee will be required if submitted later than 30 months from the priority date.
  - The number of claims in the International Application and the number of claims in the translation are not the same.
- Processing fee of \$130 for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Small Entity:

- \$130 for English translation surcharge required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/549,740	PCT/CU04/00004	4082.003